

ESTTA Tracking number: **ESTTA135743**

Filing date: **04/17/2007**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92047069
Party	Defendant The Office of the Presiding Bishop of The Temple of Health and Ecstasy After The Order of Melchizedek The Office of the Presiding Bishop of The Temple of Health and Ecstasy After The Order of Melchizedek P.O. Box 16442 Beverly Hills, CA 90209
Correspondence Address	THE OFFICE OF THE PRESIDING BISHOP OF THE TEMPLE OF HEALTH AND ECSTASY AFTER THE ORDER OF MELCHIZEDEK P.O. Box 16442 Beverly Hills, CA 90209 UNITED STATES jsonnabend@sonnabendlaw.com
Submission	Answer
Filer's Name	Jeffrey Sonnabend
Filer's e-mail	jsonnabend@sonnabendlaw.com
Signature	/JS/
Date	04/17/2007
Attachments	Answer [4-17-2007].pdf ( 3 pages )(64418 bytes )

UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of Registration No. 2,951,750  
Registration Date: May 17, 2005  
For the Mark: Design of the letter “e”

-----X  
Pytotherm Sim USA, Inc.

Petitioner,

Cancellation No. 92047069

v.

ANSWER

Office of the Presiding Bishop of the Temple of  
Health and Ecstasy After the Order of Melchizedek

Registrant.  
-----X

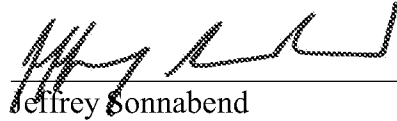
Registrant answers the Petition to Cancel as follows.

1. Upon information and belief, Registrant denies the allegations of paragraph 1 of the Petition to Cancel.
2. Upon information and belief, Registrant denies the allegations of paragraph 2 of the Petition to Cancel.
3. Registrant admits the allegations of paragraph 3 of the Petition to Cancel, except as to the allegations concerning Petitioner’s use of its mark, which, upon information and belief, Registrant denies.
4. Registrant admits the allegations of paragraph 4 of the Petition to Cancel.
5. Upon information and belief, Registrant denies the allegations of paragraph 5 of the Petition to Cancel.

## **AFFIRMATIVE DEFENSES**

6. Petitioner's claim is barred by principles of waiver, estoppel and laches.

Respectfully submitted,  
Registrant  
by its attorney,

A handwritten signature in black ink, appearing to read "Jeffrey Sonnabend", is written over a horizontal line.

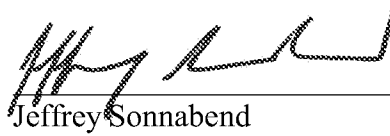
Jeffrey Sonnabend  
SonnabendLaw  
600 Prospect Avenue  
Brooklyn, NY 11215-6012  
718-832-8810  
JSonnabend@SonnabendLaw.com

Dated: April 17, 2007

## **CERTIFICATE OF SERVICE**

I hereby certify that the foregoing Answer was served upon counsel for Petitioner by email and first class mail to:

Jesus Sanchelima, Esq.  
Sanchelima & Associates, P.A.  
235 SW Le Jeune Road  
Miami, FL 33134  
legal@sanchelima.com

A handwritten signature in black ink, appearing to read "Jeffrey Sonnabend", is positioned above a horizontal line.

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Dated: April 17, 2007